

DOCKET NO.: WEST14-00027

PATENT

Customer No.: 23990

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : PAUL F. STRUHSACKER, ET AL.

U.S. Serial No. : 09/839,456

Filed : April 20, 2001

For : WIRELESS ACCESS SYSTEM AND ASSOCIATED METHOD
USING MULTIPLE MODULATION FORMATS IN TDD FRAMES
ACCORDING TO SUBSCRIBER SERVICE TYPE

Group No. : 2681

Examiner : (Not Yet Assigned)

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Technology Center 2600

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. § 1.56, Applicant submits this statement. This submittal is made in accordance with 37 C.F.R. §§ 1.97 and 1.98 and § 609 of the Manual of Patent Examining Procedure. The patents, publications and other information herein are listed below and on the attached Form PTO/SB/08. These references were located in a International Search Report issued in the related PCT Patent Application No. PCT/IB02/00639, a copy of which is attached hereto. Copies of the listed references are submitted herewith.

Foreign Patent No.

<u>PATENT NO.</u>	<u>COUNTRY</u>	<u>DATE</u>
WO 92/22162	PCT	December 10, 1992
WO 97/48191	PCT	December 18, 1997
WO 99/62288	PCT	December 2, 1999

Applicant hereby expressly reserves the right to swear behind the effective dates of any of the above Patents and to question the relevance and materiality of the Patents and Publications listed herein, in whole, in part, or in combination, subsequent to filing this Information Disclosure Statement.

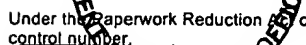
Respectfully submitted,

DAVIS MUNCK, P.C.

Date: _____

June 30, 2003
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Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1949A/PTO

(use as many sheets as necessary)

Sheet

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of

1

Complete if Known

Application Number	09/839,456
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09/839,456

Filing Date	April 20, 2001
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April 20, 2001

First Named Inventor	Paul F. Struhsaker, et al.
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Paul F. Struhsaker, et al.

Art Unit	2681
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2681

Examiner Name	Not yet assigned
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Not yet assigned

Attorney Docket Number	WEST14-00027
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WEST14-00027

[illegible][illegible]

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Dear Sir:

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

The undersigned hereby certifies that the following documents:

1. Postcard receipt;
2. Information Disclosure Statement;
3. Form PTO/SB/08;
4. Copy of International Search Report issued in Int'l Application No. PCT/IB02/00639; and,
5. Three (3) references

relating to the above application, were deposited as "First Class Mail" with the United States Postal Service, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 30, 2003.

Date: 6/30/03

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